

respectfully submit that the claimed invention is not taught, suggested, or implied by Spell or Keeler, either singly or in combination. As described in the Specification, one aspect of the invention relates to a combined ToL-PBX system which can support both ToL telephony and TFA or "Glass Phone" telephony. ToL telephony that uses local area networks may be based on the H.323 Recommendation and employ a server or gatekeeper that may gradually replace PBXs. Telephony feature access (TFA) telephony employs a TFA or "glass phone" device also coupled to the local area network, but which receives its call processing through the TFA controller on the PBX. A problem in such a system is that the ToL gatekeeper is not aware of TFA calls and their bandwidth usage. Embodiments of the present invention, however, allow the TFA bandwidth usage to be accounted-for.

Contrary to the suggestion in the Official Action, Spell does not "disclose nearly all the subject matter now claimed." As discussed in response to the previous Official Action, Spell appears to relate merely to a bandwidth allocation system for an ISDN type system, rather than a combined ToL-PBX system employing a TFA gateway associated with a PBX and a call server for ToL communications, as generally recited in the claims at issue. Thus, Spell does not relate to TFA gateway and ToL servers processing calls, as generally recited in the claims at issue.

Further, Spell contains, no hint that a Private Branch Exchange (PBX) including a TFA gateway for call processing on the local area network may be coupled to a local area network *in addition to* a server coupled to a local area network for call processing. As described in the Specification, such a configuration may allow for easier migration from PBX-based telephony to LAN-based telephony. In contrast, if anything, Spell teaches away from use of a PBX, e.g., at Col. 1, line 17, in which Spell contrasts "old" PBXs with the "modern" use of ISDN, and the like.

Finally, Spell does not relate to accounting for the bandwidth used by a TFA gateway at the ToL server, as generally recited in the claims at issue.

Keeler is relied on for allegedly teaching various telephony control circuitry. However, like Spell, Keeler does not relate to a ToL-PBX system, as

generally recited in the claims at issue. As such, the Examiner is respectfully requested to reconsider and withdraw the rejections of the claims.

For all of the above reasons, Applicant respectfully submits that the application is in condition for allowance, which allowance is earnestly solicited.

Respectfully requested,

SIEMENS CORPORATION



By:

Rosa S. Kim
Registration No.: 39,728
Attorney for Applicant(s)
Tel.: 650-694-5330
Fax: 650-968-4517

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SIEMENS CORPORATION
Intellectual Property Department
186 Wood Avenue South
Iselin, New Jersey 08830
ATTENTION: Elsa Keller, Legal Department
Telephone: (732) 321-3026